UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

BILLY BRANTLEY, et al.,)	
)	
Plaintiffs,)	
)	
v.)	CASE NO. C-1-01-378
)	Judge Susan J. Dlott
CINERGY CORP.,)	G
)	
Defendant.)	

PLAINTIFFS' REPLY TO CINERGY CORP'S RESPONSE TO PLAINTIFFS' MOTION FOR A FURTHER EXTENSION OF TIME TO RESPOND TO DEFENDANT'S MOTIONS FOR SUMMARY JUDGMENT AND MOTION TO SEVER PLAINTIFFS' CLAIMS

The Plaintiffs have no objection to the Defendant's request that, should the Court grant the Plaintiff's further extension of time to respond to Defendant's Motions for Summary Judgment and Motion to Sever Plaintiffs' Claims, the date for the Defendant's replies to the Plaintiffs' responses to these motions will be October 28, 2004. The Plaintiffs had no intention of cutting the time for the Defendant to reply to 4 days. The Plaintiffs simply calculated the date incorrectly and apologize to the Court for any confusion or inconvenience this has caused.

The Plaintiffs attach a revised Order reflecting the appropriate date of October 28, 2004, for Defendant's Replies to Plaintiffs' Responses to their Motions for Summary Judgment and Motion to Sever Plaintiffs' Claims.

Respectfully submitted,

s/Susan Donahue
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CINERGY CORP.,)	Judge Susan J. Dlott
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ORDER

The Court being in all respects fully and sufficiently advised, Plaintiffs' Motion for a Further Extension of Time to Respond to Defendant's Motions for Summary judgment and Motion to Sever Plaintiffs' Claims is **GRANTED**, thereby making Plaintiffs' Responses due on September 23, 2004. Defendant's time to file its replies is also extended, such that Defendant's replies are due on October 28, 2004.

IT IS SO ORDERED.

Susan J. Dlott United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on September 10, 2004, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification to:

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s/Susan Donahue
Susan Donahue (pro hac vice)